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**From:** Frank C. Pavia [fpavia@HarrisBeach.com]  
**Sent:** 2/10/2022 2:12:40 PM  
**To:** Ludmer, Margo [ludmer.margo@epa.gov]  
**CC:** Nick Paro [nparo@salina.ny.us]; Doug Wickman [dwickman@salina.ny.us]; Doyle, James [Doyle.James@epa.gov]  
**Subject:** Lower Ley Creek Subsite, County on Onondaga, Local Disposal Assessment  
**Attachments:** LLC - Local Disposal Assessment

Margo,

I left a voice mail message with you several days ago about DEC's most recent position regarding the Town's local disposal proposal for the Lower Ley Creek Subsite. The PRP group's consultant, Arcadis, informed us yesterday that Ms. Sacks has communicated that DEC's requirements are now part of the local disposal criteria. This decision was made without input from the PRP group, the Town of Salina's technical consultants, or Arcadis. Attached is a copy of Ms. Sacks' email which we received last night.

We believe that DEC's position is unwarranted from both technical and legal standpoints. It is also inconsistent with DEC's historical discussions concerning the use of the former landfill site and, more importantly, now puts the site as the chosen local disposal option in jeopardy.

We would like the opportunity to discuss this recent development with you and Jim Doyle at your earliest convenience. Representatives of the other PRP members would also like to participate in the discussion. If you and Jim could send me your available dates and times over the next week or so, I will coordinate with my client and the other members of the PRP group, and set up a Webex or Zoom call.

Thank you.

Frank

Frank C. Pavia  
Partner

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practice GREEN  
Save a tree. Read, don't print, emails.

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Statement of Confidentiality  
This electronic message may contain privileged or confidential information. If you are not the intended recipient of this e-mail, please delete it from your system and advise the sender.

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-----Original Message-----

From: Ludmer, Margo <ludmer.margo@epa.gov>  
Sent: Tuesday, June 8, 2021 5:22 PM  
To: Nancy O'Neil <NONeil@salina.ny.us>  
Cc: V. James Magnarelli (Councilor) <vjmag@gmail.com>; Nick Paro <Nick.ParolstWard@gmail.com>; Daniel Ciciarelli <ciciarelli3rdward@gmail.com>; David Carnie <councilorcarnie@gmail.com>; Doug Wickman <dwickman@salina.ny.us>; Frank C. Pavia <fpavia@HarrisBeach.com>; Colleen Gunnip <cgunnip@salina.ny.us>  
Subject: RE: Response to EPA General Notice Letter

Ms. O'Neil,

EPA acknowledges receipt of the Town's response.

Thank you,

Margo

Margo Ludmer  
Assistant Regional Counsel  
New York/Caribbean Superfund Branch  
Office of Regional Counsel  
U.S. Environmental Protection Agency, Region 2  
212.637.3187

-----Original Message-----

From: Nancy O'Neil <NONeil@salina.ny.us>  
Sent: Monday, June 7, 2021 4:45 PM  
To: Ludmer, Margo <ludmer.margo@epa.gov>  
Cc: V. James Magnarelli (Councilor) <vjmag@gmail.com>; Nick Paro <Nick.Paro1stWard@gmail.com>; Daniel Ciciarelli <ciciarelli3rdward@gmail.com>; David Carnie <councilorcarnie@gmail.com>; Doug Wickman <dwickman@salina.ny.us>; fpavia@HarrisBeach.com; Colleen Gunnip <cgunnip@salina.ny.us>  
Subject: Response to EPA General Notice Letter

Dear Ms. Ludmer:

Please find the attached general notice response letter.

If you have any questions, please don't hesitate to reach out to us.

Kindly,

Nancy O'Neil  
Executive Assistant to the Supervisor  
Town of Salina  
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Liverpool, New York 13088  
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